

MAYOR AND COUNCIL - REGULAR MEETING

ADMINISTRATIVE ACTION REPORT AND SUMMARY

DECEMBER 9, 2002

FROM: CITY MANAGER



1. ROLL CALL: 7:37 P.M.

COUNCIL MEMBERS PRESENT: Mayor Robert E. Walkup, Vice-Mayor Shirley Scott, Council Members Jose J. Ibarra, Carol West, Kathleen Dunbar, Steve Leal, and Fred Ronstadt, Kathleen S. Detrick, City Clerk

STAFF MEMBERS: James Keene, City Manager
Mike Letcher, Deputy City Manager
Michael House, City Attorney

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Pastor Steven Hilton, Glad Tidings Assembly of God, after which the Pledge of Allegiance was presented by the entire assembly.

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS – DEC9-02-753</p> <p>a. Vice-Mayor Scott announced that she has been appointed Vice Chair of National League of Cities' Economic Development Committee.</p> <p>b. Mayor Walkup reported on the beginning of the downtown holiday season, tree lighting and holiday parade.</p>	

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4. CITY MANAGER’S REPORT: SUMMARY OF CURRENT EVENTS
DEC9-02-754

City Manager, James Keene, presented the Employee Suggestion Awards to Dana DeLong and Geoff Gonzales of the City Clerk’s Office.

Mr. Keene also announced:

- a. The establishment of a Community Services Department program that supplements long-term savings for low-income persons trying to save for a major purchase.
- b. After 30 years of service, the City’s Finance Director, Kay Gray, will retire effective February 21, 2003.
- c. In order to receive citizen input and ideas regarding the City’s budget, a Budget Message Board has been created on the City’s website.
- d. Assistant Chief Kathleen Robinson was honored by the YWCA at their annual “Women on the Move” banquet.

5. CALL TO THE AUDIENCE

- a. Bill Katzel addressed the Mayor and Council noting a concern with a list restricting visitors to City Hall. He thanked the City Clerk for removing his name from “the list”.
- b. Linda Bohlke requested the Mayor and Council allow her to address them during the discussion of Consent Item “F”.
- c. D’Herrera Tapia encouraged the Mayor and Council to allow after hours in Tucson and invited the public to attend the Mayor and Council Meeting of December 16, 2002 where this topic will be discussed.
- d. Steve Weathers presented information on GTEC activities to the Mayor and Council.
- e. Richard Cook requested the Mayor and Council allow him to address them during the discussion of Consent Item “F”.
- f. Millavoy Mirovich suggested the Mayor and Council remove the railroad tracks from the center of Tucson.
- g. Mira Jones addressed the Mayor and Council with a concern about registration for Parks and Recreation Antique Fairs.

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6. CONSENT AGENDA

*****ITEMS “C”, “F”, “T” AND “J” WERE DELETED FROM THE
CONSENT AGENDA *****

- A. ASSURANCE AGREEMENT: (S01-007) HARRISON
TERRACE SUBDIVISION, LOTS 1 TO 74, BLOCK “A” AND
COMMON AREAS “A”, “B” AND “C” – DEC9-02-744

RESOLUTION NO. 19444

DIR. OF DEV.
SERVICES

- B. FINAL PLAT: (S01-007) HARRISON TERRACE
SUBDIVISION, LOTS 1 TO 74, BLOCK “A” AND COMMON
AREAS “A”, “B” AND “C” – DEC9-02-745

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- D. REAL PROPERTY: ACQUISITION OF PROPERTY ON
SANDARIO ROAD TO EXPAND TUCSON WATER PLANT 9
FACILITY – DEC9-02-747

RESOLUTION NO. 19445

DIR. OF WATER

- E. REAL PROPERTY: ACQUISITION OF PROPERTY NEAR
VALENCIA ROAD AND CAMINO DE LA TIERRA FOR
RELOCATION OF LAS PALOMAS POTABLE WATER
BOOSTER STATION – DEC9-02-748

RESOLUTION NO. 19446

DIR. OF TRANS

- G. WATER: AMENDMENT #5 TO THE DOVE MOUNTAIN
WATER SERVICE AGREEMENT – DEC9-02-750

RESOLUTION NO. 19447

DIR. OF WATER

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<p>H. WATER: APPROVAL OF AN AGREEMENT WITH CENTRAL ARIZONA WATER CONSERVATION DISTRICT FOR THE INCENTIVE RECHARGE PROGRAM WATER – DEC9-02-755</p> <p>RESOLUTION NO. 19448</p>	<p><u>DIR. OF WATER</u></p>
<p>Council Member Dunbar MOVED, SECONDED by Council Member Leal that items on the Consent Agenda (Except “C”, “F”, “T”, and “J”) be approved and/or adopted and proper action taken.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	
<p>C. FINANCE: SALE OF JUNIOR LIEN HIGHWAY USER REVENUE REFUNDING BONDS, SERIES 2002 (CONT'D FROM MEETING OF NOVEMBER 25, 2002) – DEC9-02-746</p> <p>This item was continued to January 6, 2003 at the request of staff.</p>	<p><u>DIR. OF FINANCE</u> <u>AGENDA COMMITTEE</u></p>
<p>F. TUCSON CODE: AMENDING (CHAPTER 10) RELATING TO CITY EMPLOYEE COMPENSATION; COMPENSATION FOR TUCSON WATER MAINTENANCE EMPLOYEES IN THE MANAGEMENT PILOT PROGRAM – DEC9-02-749</p> <p>ORDINANCE NO. 9797</p> <p>Council Member West MOVED, SECONDED by Council Member Ronstadt to pass and adopt Ordinance No. 9797.</p> <p>Motion <u>PASSED</u> by a vote of 4 to 3 (Vice-Mayor Scott, Council Members Ibarra and Leal dissenting).</p> <p>On a second roll call vote for the sole and separate purpose of amending the Ordinance to include the emergency clause, the vote was 7 to 0.</p>	<p><u>DIR. OF WATER</u></p>

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<p>I. RIO NUEVO MULTIPURPOSE FACILITIES DISTRICT: AND THE FOX TUCSON THEATRE FOUNDATION – DEC9-02-756</p> <p>RESOLUTION NO. 19449</p> <p>Council Member Ibarra MOVED, SECONDED by Vice-Mayor Scott to pass and adopt Resolution No. 19449.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>RIO NUEVO</u></p>
<p>J. MEMORIAL: RELATING TO THE DENIAL OF CLEMENCY FOR REX WAITE – DEC9-02-759</p> <p>Council Member Dunbar MOVED, SECONDED by Council Member Ronstadt to ask the Governor to utilize the highest level of scrutiny when considering clemency for domestic violence cases.</p> <p>Council Member Leal MOVED, SECONDED by Vice-Mayor Scott to substitute the motion to send the memorial as presented with any factual corrections made.</p> <p>Substitute motion <u>PASSED</u> by a vote of 4 to 3 (Mayor Walkup, Council Members Dunbar and Ronstadt dissenting).</p>	<p><u>CITY ATTORNEY</u></p>
<p>7. LIQUOR LICENSE APPLICATIONS – DEC9-02-743</p> <p>FAMOUS SAM’S, CITY # 082-02 EL SABROSO OAKWOOD GRILLE, CITY # 084-02 LEO’S MEXICAN RESTAURANT, CITY # 081-02 GILLIGAN’S PUB, CITY # 085-02 SAUSAGE DELI, CITY # 086-02</p> <p>Vice-Mayor Scott MOVED, SECONDED by Council Member Ibarra to direct staff to forward these applications to the State Liquor Board with recommendations for approval.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>CITY CLERK</u></p>

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7. LIQUOR LICENSE APPLICATIONS – DEC9-02-743 (CONT'D)

(b)(3) SOUTH PARK MARKET, CITY # 087-02

Council Member Leal MOVED, SECONDED by Vice-Mayor Scott to direct staff to forward this application to the State Liquor Board with a recommendation for denial.

Motion PASSED by a vote of 7 to 0.

(Council Member Ronstadt departed at 9:12 p.m. and returned at 9:20 p.m.)

(b)(5) SANTE FE BAR & GRILL, CITY # 083-02

This item was continued for one week at the request of the applicant.

8. ZONING: (C9-95-27) PORTER/GIBSON – FORT LOWELL ROAD, RX-1 TO O-2 AND C-1, ORDINANCE ADOPTION – DEC9-02-757

ORDINANCE NO. 9798

Council Member West MOVED, SECONDED by Vice-Mayor Scott to pass and adopt Ordinance No. 9798.

Motion PASSED by a vote of 7 to 0.

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SERVICES

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9. PUBLIC HEARING: (SE-02-15) APPEAL OF THE ZONING EXAMINER'S DECISION ON SPECIAL EXCEPTION LAND USE CASE, BLEZINGER – CAMPBELL AVENUE, C-1 ZONING – DEC9-02-751

Council Member Ronstadt MOVED, SECONDED by Council Member Dunbar to close the public hearing.

Motion PASSED by a vote of 7 to 0.

Council Member Dunbar MOVED, SECONDED by Council member West to uphold the decision of the Zoning Examiner (Conditions 5 & 8) and deny the appeal.

Motion PASSED by a vote of 7 to 0.

DIR. OF DEV.
SERVICES
ZONING EXAMINER

10. PUBLIC HEARING: (C9-98-01) LAWYERS TITLE TR 7685 – MISSION ROAD, MH-1 TO C-1 AND C-2, CHANGE OF CONDITIONS, CHANGE OF DEVELOPMENT PLAN – TIME EXTENSION – DEC9-02-752

Council Member Ibarra MOVED, SECONDED by Vice-Mayor Scott to close the public hearing.

Motion PASSED by a vote of 7 to 0.

Council Member Ibarra MOVED, SECONDED by Vice-Mayor Scott to approve the City Manager's recommendation and approve the request for a change of conditions, change of development plan and time extension subject to the conditions recommended by the City Manager.

Motion PASSED by a vote of 7 to 0.

DIR. OF DEV.
SERVICES

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<p>11A. BOARDS, COMMISSIONS AND COMMITTEES: APPOINTMENT TO THE CIVIL SERVICE COMMISSION – DEC9-02-758</p> <p>RESOLUTION NO. 19450</p> <p>Council Member Leal MOVED, SECONDED by Vice-Mayor Scott to continue this item for one week.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>CITY CLERK</u></p>
<p>11B. APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES – DEC9-02-742</p> <p>Council Member Leal offered a list of personal appointments: Maria Garcia-Gonzalez to the Community Development Advisory Committee, Anne Lawrence and Rene Gastelum to the Planning Commission, Floyd Meeks to the Gay/Lesbian Bisexual, Transgender Commission and Bob Lanning to the Board of Adjustment.</p>	<p><u>CITY CLERK</u></p>
<p>12. CALL TO THE AUDIENCE</p> <p>a. Linda Bohlke thanked the Mayor and Council for allowing her to express her opinion regarding Consent item “F” and noted mixed messages regarding union attendance at employee meetings.</p> <p>b. Ross Labrinth requested the Mayor and Council to consider light rail options.</p> <p>c. Richard Cook requested a meeting with Mr. Keene to try and resolve communication problems between the Unions and the City Manager’s Office.</p> <p>d. Bill Katzel addressed the Mayor and Council and pointed out that the first woman Assistant Chief was Elaine Hedtke.</p>	
<p>13. ADJOURNMENT: 9:57 P.M.</p> <p>The next regularly scheduled meeting of the Mayor and Council will be held on Monday, December 16, 2002 at 2:00 p.m. in the Mayor and Council Chambers, City Hall, 255 W. Alameda, Tucson, Arizona.</p>	